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HOUSE BILL 2148

By Hargett

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 11, relative to advisory warnings for certain music performances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 11, is amended by adding the following as a new section:

Section 39-17-1105. (a) If a performer's recorded music will be performed at a music venue and if, during the five (5) years prior to the date of the performance, the performer released recorded music containing a parental advisory label issued by the recording industry as to the explicit content of the recorded music, the owner or operator of the music venue or the promoter of the performance shall comply with at least one (1) of the following:

(1) Tickets that are sold for the performance at the music venue shall contain, in boldfaced print not smaller than nine-point type, an advisory stating:

"PARENTAL ADVISORY WARNING: EXPLICIT CONTENT".

(2) Print advertisements for the performance at the music venue shall contain, in boldfaced print not smaller than nine-point type, an advisory stating:

"PARENTAL ADVISORY WARNING: EXPLICIT CONTENT".

(3) Television, radio, or other electronic advertisements for the performance at the music venue shall contain the following:

(A) If spoken, an advisory that states: "This artist's music has received the recording industry's parental advisory due to explicit content".

(B) If written, the advertisement shall contain, in boldfaced print not smaller than nine-point type, an advisory stating: **"PARENTAL ADVISORY WARNING: EXPLICIT CONTENT".**

(b) This section does not apply to a performance at a music venue by a performer whose appearance has not been advertised or promoted.

(c) As used in this section, "music venue" means a commercial venue where live music performances are held.

(d) A person who violates this section is guilty of a Class A misdemeanor punishable by a fine of not more than \$5,000.

SECTION 2. This act shall take effect July 1, 2000, the public welfare requiring it.